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5 *Attorneys for*  
6 *Defendant James B. Panther, Jr.*

7 **IN THE UNITED STATES DISTRICT COURT**  
8 **FOR THE DISTRICT OF ARIZONA**

9 United States of America,

10  
11 Plaintiff,

12 v.

13 James B. Panther, Jr.;

14 Defendant.  
15

**Case No. CR-19-00448-PHX-DLR-2**

**DEFENDANT’S MOTION TO  
CONTINUE SENTENCING  
HEARING**

**Sentencing Hearing; April 17, 2023  
at 3:30pm**

16  
17 Defendant James B. Panther Jr. (“Mr. Panther”), by and through undersigned  
18 counsel, respectfully requests that the Court continue his Sentencing Hearing, currently  
19 scheduled for April 17, 2023, at 3:30p.m., for a period of thirty days. Mr. Panther further  
20 requests that the Court enter an order setting the date on which the government shall  
21 submit its sentencing recommendation and the date on which Mr. Panther shall submit his  
22 sentencing recommendation.

23 Mr. Panther is requesting this continuance on the grounds that he needs additional  
24 time to prepare for his sentencing hearing. Mr. Panther has not yet received the  
25 government’s sentencing recommendation. Mr. Panther and his counsel need to have  
26 time to obtain and review this so that they properly respond to the government’s  
27 sentencing recommendation and be as prepared as possible for sentencing.  
28

Additionally, undersigned counsel has spoken with United States Probation Officer Corinne Underwood (“Ms. Underwood”), who has informed that there are still some outstanding issues related to the restitution amount owed in this matter. Ms. Underwood further informed that due to these outstanding issues, a restitution hearing would need to be scheduled, as these issues would not be resolved by the current sentencing date of April 17, 2023. A continuance would allow the restitution issues to potentially be resolved by the next setting.

Therefore, and for the reasons stated above, Mr. Panther respectfully requests that the Court continue the Sentencing Hearing for a period of thirty days. Mr. Panther further requests that the Court enter an order setting the date in which the government shall submit its sentencing recommendation and the date in which Mr. Panther shall submit his sentencing recommendation.

This Motion is made in good faith and not for the purpose of any delay.

RESPECTFULLY SUBMITTED this 10th day of April 2023

NCP Law, PLLC  
3200 N. Central Avenue, Suite 2550  
Phoenix, Arizona 85012

By: Andrea S. Tazioli  
Andrea S. Tazioli (#026621)

*Attorneys for Defendant James B.  
Panther, Jr.*

**CERTIFICATE OF SERVICE**

I certify that on the 10th day of April 2023, I electronically transmitted the foregoing document to the Office of the Clerk of the Court, using the CM/EFC System, for filing and for transmittal of a Notice of Electronic Filing to the CM/EFC registrants on record.

I further certify that I sent this document via email to Assistant United States Attorney Deborah Brittain Shaw at the following email address:  
[Brittain.Shaw@usdoj.gov](mailto:Brittain.Shaw@usdoj.gov).

I further certify that I sent this document via email to Senior United States Probation Officer, Corinne Underwood, at the following email address:  
[Corinne.Underwood@azd.uscourts.gov](mailto:Corinne.Underwood@azd.uscourts.gov).

/s/ Andrea S. Tazioli